



Janet T. Mills
Governor

STATE OF MAINE
DEPARTMENT OF PROFESSIONAL
AND FINANCIAL REGULATION
BUREAU OF INSURANCE
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AUGUSTA, MAINE
04333-0034

Eric A. Cioppa
Superintendent

April 21, 2021

Senator Heather Sanborn, Chair
Representative Denise Tepler, Chair
Joint Standing Committee on Health Coverage, Insurance and Financial Services
100 State House Station
Augusta, ME 04333-0100

RE: L.D. 1450, An Act To Provide Fairness in Communications from Pharmacy Benefits Managers

Dear Senator Sanborn, Representative Tepler, and Members of the Committee:

The Bureau of Insurance takes no position on L.D. 1450. The purpose of this letter is to provide you with information related to the bill.

This bill would add a provision in Chapter 56-C to prohibit pharmacy benefit managers (PBMs) from including affiliate pharmacies in customer communications unless they also include information regarding eligible pharmacies that are not affiliate pharmacies and the information provided is accurate. It includes a definition of "affiliate pharmacy" as a pharmacy that directly or indirectly has a common investment or ownership interest with a licensed PBM.

We are aware that similar legislation has been enacted in Georgia (Ga.Code § 33-64-1). We have not had complaints in this area.

I hope this information is useful to the Committee. Please let me know if I can provide any further assistance.

Sincerely,

Eric Cioppa
Superintendent

cc: Representative Denise Tepler, Sponsor



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